IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

RSA No. 4018 of 2007 (O&M)
Date of decision : December 17, 2007

Raghbir Singh and another

....Appellants

versus

Mehain singh and others

....Respondents

Coram: Hon'ble Mr. Justice Pritam Pal

Present : Mr. Parveen K. Kataria, Advocate for the appellants

Pritam Pal,J. (Oral)

CM No. 11357.C of 2007

For the reasons mentioned in the application, delay of 47 days in refiling the appeal is condoned.

CM is disposed of.

RSA No. 4018 of 2007 (O&M)

Appellants have come up in this appeal against judgment and decree dated 23.8.2006, whereby suit for permanent injunction filed by them (appellants) restraining the respondents from forcibly and illegally dispossessing from the suit land comprised in Khasra Nos. 80 and 84, as detailed in the heading of the impugned decree, was dismissed. Thereupon, appeal filed by the appellants was also dismissed vide impugned judgment and decree dated 31.5.2007. This is how aggrieved, the

appellants have come up in this appeal.

Learned counsel for the appellants has relied upon copies of jamabandies for the years 1975-1976 and 2000-2001, wherein the names of appellants are recorded in column no. 4 i.e. name of the owner. Admittedly, they are no where mentioned in the column of cultivator or in column no. 8 in the aforesaid jamabandies, where the suit property is shown to be as Gair-mumkin Kabarstan, indicating, that the same is being used as a burial/cremation ground. Both the courts below have given concurrent findings that the appellants are no-where shown themselves to be in possession of the suit land. Moreover, no substantial question of law is shown to have arisen in this appeal for consideration of this Court.

Dismissed in *limine*.

(Pritam Pal)
Judge

December 17, 2007
'dalbir'